

ORDINANCE 10-2020
AMENDING CHAPTER 325
VILLAGE OF COTTAGE GROVE MUNICIPAL CODE

The Village Board for the Village of Cottage Grove, Dane County Wisconsin, does hereby ordain as follows:

SECTION I. – BACKGROUND RATIONALE

Playground equipment and similar amenities are considered an ‘active outdoor public recreation’ land use. Per 325-49(C)(a)(2), “all structures and active recreational areas shall be located a minimum of 50 feet from any residentially zoned property.”

This setback works in a typical park but becomes problematic when equipping a pocket park which could be as small as a typical 80’ wide residential lot. Such parks are a more recent trend and were likely not a consideration when the setback language was initially drafted.

The ordinance amendment described below reduces the setback to ‘active outdoor public recreation’ uses to 15 feet with a required landscaping buffer when the park is one acre or less.

SECTION II. – CURRENT LANGUAGE

Section 325-49(C)(2)(a)(2) currently reads:

“All structures and active recreational areas shall be located a minimum of 50 feet from any residentially zoned property.”

Section 325-49(C)(2)(a)(2) shall be amended to read as follows:

“All structures and active recreational areas shall be located a minimum of 50 feet from any residentially zoned property in parks greater than 1 acre in size. In parks 1 acre or less all structures and active recreational areas shall be located a minimum of 15 feet from any residentially zoned property; and structures and active recreational areas located less than 40 feet from a residentially zoned property shall have a landscaping buffer with a 0.6 opacity rating along the property boundary with the residentially zoned property and adjacent to the activity area.”

SECTION III. - CONFLICT AND SEVERABILITY

SECTIONS 1-10 and 1-11 of the MUNICIPAL CODE OF THE VILLAGE OF COTTAGE GROVE shall apply to this ordinance.

SECTION IV. - EFFECTIVE DATE

This ordinance shall take effect upon compliance with the publication/posting requirements of the Wisconsin Statutes.

Adopted this 19th day of October, 2020.

BY ORDER OF THE VILLAGE BOARD
VILLAGE OF COTTAGE GROVE

John Williams, Village President

Attest:

Lisa Kalata, Village Clerk